

**CITY OF DAYTON
EMERGENCY ORDER No. 2020-2**

Dayton, Ohio

May 30, 2020

WHEREAS, On March 9, 2020, Governor Mike DeWine declared a state of emergency for the entire State to protect the well-being of the citizens of Ohio from the dangerous effects of COVID-19, and to assist in protecting the lives, safety, and health of the citizens of Ohio; and

WHEREAS, On March 14, 2020, the Mayor and City Manager declared a state of emergency in the City of Dayton due to the expanding threat of COVID-19, providing additional powers to the City Manager during the pendency of the emergency; and

WHEREAS, On May 30, 2020 large groups gathered in Dayton purportedly to protest an individual that died in police custody in Minneapolis, Minnesota; and

WHEREAS, These large gatherings create an unreasonable risk for transmission of COVID-19; and

WHEREAS, Individuals within these groups have engaged in dangerous and disorderly conduct in Downtown Dayton and adjacent areas, including but not limited to, damaging property, assaulting and injuring law enforcement officers, and storming the interstate; and

WHEREAS, These groups of individuals have refused to comply with lawful police orders and are creating an immediate danger to the health and safety of Dayton's citizens and property, and resulted in indecent and disorderly conduct and/or assemblages; and

WHEREAS, Upon consultation with the Chief of Police, based upon the above-referenced existing emergency declaration, in order to preserve the peace and good order, and protect the lives and safety of its citizens and prevent damage to property, the Mayor and City Manager have determined it necessary to implement a curfew in certain areas of the City; and

WHEREAS, The need for a curfew arises from the threat of escalating violence; the need for security and enforcement support for Dayton Police Department and the need to protect the City's first responders and citizens from the spread of COVID-19; and

WHEREAS, The Mayor and City Manager are hereby exercising these powers for the protection of lives and property and the continuation of local government with a minimum of disruption.

Now, therefore, the Mayor and City Manager hereby declare that a state of emergency exists in the City of Dayton and hereby invoke and declare those portions of the Ohio Revised Code, the Dayton Charter, and the Dayton Revised Code of General Ordinances which are applicable to the conditions and have caused the issuance of this Order, to be in full force and effect in the City of Dayton for the exercise of all necessary emergency authority for protection of the lives and property of the people of Dayton and the

restoration of local government with a minimum interruption. Reference is hereby made to all appropriate laws, statutes, ordinances and resolutions, and particularly to the Emergency Management provisions contained in Section 5502 of the Ohio Revised Code.

Now, therefore, the Mayor and City Manager hereby order as follows: A curfew is hereby implemented from 9 p.m. to 6 a.m. in Downtown Dayton and the Oregon District area of Dayton. The boundaries for these areas are set forth more specifically on the attached Exhibit A. Individuals are prohibited from appearing in public spaces in these designated areas during the period of the curfew. This order is inapplicable to City officials, members of the public safety forces, emergency personnel, health care professionals, RTA transit employees and other essential workers, people experiencing homelessness, and credentialed members of the media.

Exhibit A

The boundaries for the curfew are all areas within the City of Dayton that are north from Stewart Street, south of the Great Miami River, west of Keowee Street, and east of the Interstate 75.